

DOCUMENTS UNDER SEAL 

TOTAL TIME (mins): 3 Mins

|  |                               |  |
|--|-------------------------------|--|
| MAGISTRATE JUDGE<br><b>MINUTE ORDER</b>  | DEPUTY CLERK<br>Ivy L. Garcia | REPORTER/FTR<br>FTR: 8/11/08 10:03:01-10:06:44                   |
| MAGISTRATE JUDGE<br>HON. WAYNE D. BRAZIL | DATE<br>8/11/08               | NEW CASE <input type="checkbox"/> CASE NUMBER<br>CR-08-00367-DLJ |

## APPEARANCES

|                                  |   |           |                   |                                    |  |
|----------------------------------|---|-----------|-------------------|------------------------------------|--|
| DEFENDANT<br>LEONARD B. AUERBACH | AGE<br>Yes                                  | CUST<br>P | P/NP<br>Paul Wolf | ATTORNEY FOR DEFENDANT             | PD. <input type="checkbox"/> RET. <input checked="" type="checkbox"/> APPT. <input type="checkbox"/> |
| U.S. ATTORNEY<br>Andrew Huang    | INTERPRETER<br>None                         |           |                   | FIN. AFFT<br>SUBMITTED             | COUNSEL APPT'D   |
| PROBATION OFFICER<br>None        | PRETRIAL SERVICES OFFICER<br>Amy Berthelsen |           |                   | DEF ELIGIBLE FOR<br>APPT'D COUNSEL | PARTIAL PAYMENT<br>OF CJA FEES   |

## PROCEEDINGS SCHEDULED TO OCCUR

|   |   |                                       |  |  |
|---|---|---------------------------------------|--|--|
| <input type="checkbox"/> INITIAL APPEAR   | <input type="checkbox"/> PRELIM HRG     | <input type="checkbox"/> MOTION       | <input type="checkbox"/> JUGMT & SENTG                     | <input checked="" type="checkbox"/> STATUS<br>2 Mins HELD              |
| <input type="checkbox"/> I.D. COUNSEL   | <input type="checkbox"/> ARRAIGNMENT    | <input type="checkbox"/> BOND HEARING | <input type="checkbox"/> INITIAL APPEAR<br>REV PROB OR S/R | <input type="checkbox"/> OTHER   |
| <input checked="" type="checkbox"/> <sup>TIMING OF</sup><br>DETENTION HRG<br>WAIVED BY THE<br>DEFT. | <input type="checkbox"/> ID / REMOV HRG | <input type="checkbox"/> CHANGE PLEA  | <input type="checkbox"/> PROB. REVOC.                      | <input checked="" type="checkbox"/> ATTY APPT<br>HEARING<br>1 MIN HELD |

## INITIAL APPEARANCE

**FILED**

AUG 11 2008

|   |  |  |                                     |
|---|--|--|-------------------------------------|
| <input type="checkbox"/> ADVISED<br>OF RIGHTS | <input type="checkbox"/> ADVISED<br>OF CHARGES | <input type="checkbox"/> NAME AS CHARGED<br>IS TRUE NAME | <input type="checkbox"/> TRUE NAME: |
|---|--|--|-------------------------------------|

## ARRAIGNMENT

|  |   |  |  |
|--|---|--|--|
| <input type="checkbox"/> ARRAIGNED ON<br>INFORMATION | <input type="checkbox"/> ARRAIGNED ON<br>INDICTMENT | <input type="checkbox"/> READING WAIVED<br>SUBSTANCE | <input type="checkbox"/> WAIVER OF INDICTMENT FILED<br>RICHARD W. WIEKING<br>CLERK, U.S. DISTRICT COURT<br>NORTHERN DISTRICT OF CALIFORNIA |
|--|---|--|--|

## RELEASE

|   |  |                       |                                  |   |
|---|--|-----------------------|----------------------------------|---|
| <input type="checkbox"/> RELEASED<br>ON O/R | <input type="checkbox"/> ISSUED<br>APPEARANCE BOND | AMT OF SECURITY<br>\$ | SPECIAL NOTES <sup>OAKLAND</sup> | <input type="checkbox"/> PASSPORT<br>SURRENDERED<br>DATE: |
|---|--|-----------------------|----------------------------------|---|

|   |   |  |  |   |
|---|---|--|--|---|
| PROPERTY TO BE POSTED<br><input type="checkbox"/> CASH \$ | CORPORATE SECURITY <input type="checkbox"/> |  |  | REAL PROPERTY: <input type="checkbox"/> |
|---|---|--|--|---|

|   |   |  |                                   |   |  |
|---|---|--|-----------------------------------|---|--|
| <input type="checkbox"/> MOTION<br>FOR<br>DETENTION | <input type="checkbox"/> PRETRIAL<br>SERVICES<br>REPORT | <input checked="" type="checkbox"/> DETAINED | <input type="checkbox"/> RELEASED | <sup>TIMING OFF</sup><br><input checked="" type="checkbox"/> DETENTION HEARING<br><del>ANXXXXXXMAXXXXXXX</del><br>WAIVED BY THE DEFT. | <input checked="" type="checkbox"/> REMANDED<br>TO CUSTODY |
|---|---|--|-----------------------------------|---|--|

ORDER REMOVED TO THE DISTRICT OF

## PLEA

|  |   |  |  |  |
|--|---|--|--|--|
| <input type="checkbox"/> CONSENT<br>ENTERED            | <input type="checkbox"/> NOT GUILTY     | <input type="checkbox"/> GUILTY                  | GUILTY TO COUNTS: <input type="checkbox"/> |  |
| <input type="checkbox"/> PRESENTENCE<br>REPORT ORDERED | <input type="checkbox"/> CHANGE OF PLEA | <input type="checkbox"/> PLEA AGREEMENT<br>FILED | OTHER:                                     |  |

## CONTINUANCE

|  |   |  |   |   |
|--|---|--|---|---|
| TO:<br>8/29/08   | <input type="checkbox"/> ATTY APPT<br>HEARING                         | <input type="checkbox"/> BOND<br>HEARING                               | <input type="checkbox"/> STATUS RE:<br>CONSENT  | <input checked="" type="checkbox"/> STATUS /<br>TRIAL SET |
| AT:<br>9:00 a.m.   | <input type="checkbox"/> SUBMIT FINAN.<br>AFFIDAVIT                   | <input type="checkbox"/> PRELIMINARY<br>HEARING OR<br>ARRAIGN-<br>MENT | <input type="checkbox"/> CHANGE OF<br>PLEA      | <input type="checkbox"/> OTHER                            |
| BEFORE HON.<br>D. LOWELL JENSEN  | <input type="checkbox"/> DETENTION<br>HEARING                         |  | <input type="checkbox"/> MOTIONS                | <input type="checkbox"/> JUDGMENT &<br>SENTENCING         |
| <input checked="" type="checkbox"/> TIME WAIVED BY<br>THE DEFT. RE: SPEEDY<br>TRIAL ACT CALCULATION<br>BET. NOW & UNTIL 8/29/08 <sup>161</sup> | <input checked="" type="checkbox"/> TIME EXCLUDABLE<br>UNDER 18 § USC | <input type="checkbox"/> IDENTITY /<br>REMOVAL<br>HEARING              | <input type="checkbox"/> PRETRIAL<br>CONFERENCE | <input type="checkbox"/> PROB/SUP REV.<br>HEARING         |

FOR EFFECTIVE PREP. OF COUNSEL

## ADDITIONAL PROCEEDINGS

The deft. waived the timing of his Detention Hrg. at this time. The deft. was ordered detained. The deft. reserves his rights to have his Detention Hrg. -- if & when it's on his best interest to put his Detention Hrg. back on calendar later. Request for discovery was made by the deft's atty. to the govt's atty. The govt's atty. asked the Court not to set a specific deadline for him to turn over the discovery to the deft's atty. because the parties are still working on the discovery re: what discovery the deft. may or may not be entitled to receive from the govt.

cc: WDB's Stats, Frances, Pretrial Svcs.

DOCUMENT NUMBER: